

1 THE HONORABLE JOHN C. COUGHENOUR
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 RICHARD WHITAKER,

11 v.
12 Petitioner,

13 DONALD HOLBROOK,

14 Respondent.

CASE NO. C19-1167-JCC

ORDER

15 This matter comes before the Court on the report and recommendation of the Honorable
16 Mary Alice Theiler, United States Magistrate Judge (Dkt. No. 17). Petitioner has not filed
17 objections to the report and recommendation. Having thoroughly considered the report and
18 recommendation and the relevant record, the Court hereby ORDERS that:

19 1. The report and recommendation (Dkt. No. 17) is ADOPTED;
20 2. Petitioner's habeas petition (Dkt. No. 12) is DENIED, and this action is DISMISSED
21 with prejudice;
22 3. In accordance with Rule 11 of the Rules Section 2254 Cases in the United States District
23 Courts, a certificate of appealability is DENIED;
24 4. The Clerk is DIRECTED to send a copy of this order to the parties and to Judge Theiler.

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1 DATED this 17th day of April 2020.
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7 John C. Coughenour
8 UNITED STATES DISTRICT JUDGE
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